

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's Own Motion into the Operations and Practices of Live Oak Springs Water Company (U-390-W), and its Owner/Operator, Nazar B. Najor; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the San Diego County Superior Court for a Receiver to Assume Possession and Operation of the Live Oak Springs Water Company pursuant to the California Public Utilities Code Section 855. Other Named Respondents Include City National Bank, Live Oak Holding, LLC a Nevada Limited Liability Company; Matthew Semmer, Receiver for City National Bank.

Investigation 12-08-004
(Filed August 2, 2012)

DECISION EXTENDING STATUTORY DEADLINE**Summary**

Pub. Util. Code § 1701.2(d)¹ provides that adjudicatory cases must be resolved within 12 months of initiation unless the Commission makes findings why that deadline cannot be met and issues an order extending that deadline. In this proceeding, the 12-month deadline for resolving this matter is August 2, 2013.

¹ All statutory references are to the Public Utilities Code unless otherwise indicated.

Pursuant to § 1701.2(a), a presiding officer's decision (POD) was filed with the Commission and served upon all parties to the proceeding on May 14, 2013, and it is possible that the Commission may resolve this proceeding within the 12-month statutory deadline. Nevertheless, this decision extending the statutory deadline for this proceeding is issued to ensure the Commission has an opportunity to fully consider the POD.

Waiver of Comment Period

Under Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving proceedings. Accordingly, the otherwise applicable period for public review and comment on an extension order issued pursuant to § 1701.2(d) is being waived.

Assignment of Proceeding

Catherine J.K. Sandoval is the assigned Commissioner and Michael J. Galvin is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. This proceeding was initiated on August 2, 2012.
2. The normal 12-month statutory deadline for resolving this adjudicatory proceeding is August 2, 2013.
3. A presiding officer's decision was filed with the Commission and served upon all parties to the proceeding on May 14, 2013, and it is possible that the Commission may resolve this proceeding by the 12-month statutory deadline.
4. An additional 60-day extension for resolving this proceeding is required to ensure the Commission has an opportunity to fully consider the POD.

Conclusion of Law

Effective immediately, the 12-month statutory deadline imposed by § 1701.2(d) should be extended for a period of 60 days beyond August 2, 2013.

IT IS ORDERED that:

1. The 12-month statutory deadline in this proceeding, August 2, 2013, is extended until October 1, 2013.
2. Investigation 12-08-004 remains open.

This order is effective today.

Dated _____, at San Francisco, California.